

RECEIVED  
CENTRAL FAX CENTER  
APR 07 2006

PATENT APPLICATION  
Do. No. 2705-111

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael E. Tasker

Confirmation No.: 5271

Serial No.: 09/583,695 Examiner: Shick C. Hom

Filed: May 31, 2000 Group Art Unit: 2666

For: PRIVATE BRANCH EXCHANGE (PBX) CONDITIONING  
METHOD AND APPARATUS

Date: April 7, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed December 8, 2005, finally rejecting claims 1-21. The item(s) checked below are appropriate:

## 1. STATUS OF APPLICANT

This application is on behalf of

other than a small entity  
 small entity. Verified statement  attached  already filed on \_\_\_\_\_.

## 2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

<input type="checkbox"/> small entity	\$250
<input checked="" type="checkbox"/> other than a small entity	\$500

Notice of Appeal fee due \$ 500

04/10/2006 MBINAS 00000002 09583695

01 FC:1401	500.00 OP
02 FC:1251	120.00 OP

### 3. EXTENSION OF TERM

NOTE: The time periods set forth in 37 CFR 1.191 are subject to the provision of #1.136 for patent applications 37 CFR 1.191(d). But see 37 CFR 1.645 for extension of time in interference proceedings and 37 CFR 1.550(c) for extension of time in reexamination proceedings).

**(complete (a) or (b) as applicable)**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(a)  Applicant petitions for an extension of time under 37 CFR 1.17 (a)-(d) for the total number of months checked below:

Extension Fee:

	<u>Months</u>	<u>Small Entity</u>	<u>Other Than Small Entity</u>
<input checked="" type="checkbox"/>	one month	\$ 60.00	\$ 120.00
<input type="checkbox"/>	two months	\$225.00	\$ 450.00
<input type="checkbox"/>	three months	\$510.00	\$ 1020.00
<input type="checkbox"/>	four months	\$795.00	\$1,590.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

**Extension fee due with this request \$ 120**

or

(b)  Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

### 4. TOTAL FEE DUE

The total fee due is :

Notice of Appeal fee	\$ 500
Extension fee (if any)	\$ 120

<b>TOTAL FEE DUE</b>	<b>\$ 620</b>
----------------------	---------------

**5. FEE PAYMENT**

- Attached is a PTO-2038 in the sum of \$620.
- Any deficiency or overpayment for extensions of time or claims should be charged or credited to deposit account number 13-1703.

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.

*Julie L. Reed*

---

Julie L. Reed  
Reg. No. 35,349

MARGER JOHNSON & McCOLLOM  
210 SW Morrison Street, Suite 400  
Portland, OR 97204  
(503) 222-3613

I hereby certify that this correspondence  
is being transmitted to the U.S. Patent and  
Trademark Office via facsimile number  
(571) 273-8300 on April 7, 2006.

Signature  
*Janet Sullivan*  
Janet Sullivan